

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

RELIANCE STANDARD LIFE)
INSURANCE COMPANY,)
Plaintiff,)
v.) No. 3:05-CV-467
CHRISTIN SMITH,) (Phillips)
Defendant.)

JUDGMENT ON DECISION BY THE COURT

This case came before the court on cross-motions for summary judgment by the parties. The Honorable Thomas W. Phillips, United States District Judge, having rendered a decision on the parties' motions,

IT IS ORDERED AND ADJUDGED that the plaintiff Reliance Standard Life Insurance Company have a constructive trust/equitable lien in the amount of \$59,839.72 on the funds in Smith's possession traceable to the overpayment made by Reliance; that this action be **DISMISSED WITH PREJUDICE** on the merits; and that the plaintiff Reliance Standard Life Insurance Company recover of the defendant Christin Smith its costs of action.

Dated at Knoxville, Tennessee, this _____ day of October, 2006.

s/ Patricia L. McNutt
Clerk of Court